

IN THE CLAIMS

Please amend the claims as follows:

1. (Currently Amended) A recording system in which a host device and a recording drive are connected via a bus,

said host device comprising

determination means for determining whether input content is to be protected by an encryption process when transferred over the bus,

said recording drive comprising

recording means for recording user data interspersed with user control data in a unit of physical cluster on a recording medium,

wherein the content is recorded in the user data, and protection information is recorded in the user control data, the protection information consisting of a one-bit flag indicating whether the content is to be protected by the encryption process when being transmitted on the bus based on a determination result obtained by said determination means, and

said host device further comprises first encryption means for encrypting the content using a recording medium key of the recording medium regardless of whether ~~when~~ said determination means determines that the content is to be protected.

2. (Canceled)

3. (Previously Presented) A recording system according to claim 1, wherein the unit is 2048 bytes.

4-5. (Canceled)

6. (Previously Presented) A recording system according to claim 1, wherein each of said host device and said recording drive further comprises authentication means for authenticating each other.

7. (Previously Presented) A recording system according to claim 1, wherein:
said host device further comprises second encryption means for encrypting the content using a key common to both the host device and the recording drive before being sent to the bus when said determination means determines that the content is to be protected; and
said first encryption means encrypts the content using said recording medium key of the recording medium before being recorded by said recording means regardless of whether said determination means determines that the content is to be protected.

8. (Previously Presented) A recording system according to claim 7, wherein said second encryption means prohibits the content from being encrypted before being sent to the bus when said determination means determines that the content is not to be protected.

9. (Currently Amended) A recording method for a recording system in which a host device and a recording drive are connected via a bus, comprising:

determining, at said host device, whether input content is to be protected by an encryption process when transferred over the bus;

recording user data interspersed with user control data in a unit of physical cluster on a recording medium, wherein the content is recorded in the user data, and protection information is recorded in the user control data, the protection information consisting of a

one-bit flag indicating whether the content is to be protected by the encryption process when being transmitted on the bus based on a determination result; and

encrypting, at said host device, the content by using a recording medium key of the recording medium regardless of whether ~~when~~ it is determined that the content is to be protected.

10-39. (Canceled)

40. (Currently Amended) A recording system in which a host device and a recording drive are connected via a bus,

said host device comprising

a processor configured to determine whether input content is to be protected by an encryption process when the content is transferred via the bus,

said recording drive comprising:

a recording unit configured to record user data interspersed with user control data in a unit of physical cluster on a recording medium,

wherein the content is recorded in the user data, and protection information is recorded in the user control data, the protection information consisting of a one-bit flag indicating whether the content is to be protected by the encryption process when being transmitted on the bus based on a determination result obtained by said processor, and

said host device further comprises first encryption unit configured to encrypt the content by using a recording medium key of the recording medium ~~when said~~ regardless of whether said processor determines that the content is to be protected.

41. (Previously Presented) The recording system according to claim 1, wherein the physical cluster is grouped into 496 recording frames having 1932 channel bits.

42. (Previously Presented) The recording system according to claim 41, wherein 20 channel bits of a first data set in the physical cluster are set as a synchronizing bit group.

43. (Previously Presented) The recording system according to claim 1, wherein the physical cluster comprises 42 sets, each set including 45 channel bit data and one channel bit control data.

44. (Previously Presented) The recording method of claim 9, wherein the unit is 2048 bytes.

45. (Previously Presented) The recording method of claim 9, wherein the physical cluster is grouped into 496 recording frames having 1932 channel bits.

46. (Previously Presented) The recording method of claim 45, wherein 20 channel bits of a first data set in the physical cluster are set as a synchronizing bit group.

47. (Previously Presented) The recording method of claim 9, wherein the physical cluster comprises 42 sets, each set including 45 channel bit data and one channel bit control data.

48. (Previously Presented) The recording system of claim 40, wherein the unit is 2048 bytes.

49. (Previously Presented) The recording system of claim 40, wherein the physical cluster is grouped into 496 recording frames having 1932 channel bits.

50. (Previously Presented) The recording system of claim 49, wherein 20 channel bits of a first data set in the physical cluster are set as a synchronizing bit group.

51. (Previously Presented) The recording system of claim 40, wherein the physical cluster comprises 42 sets, each set including 45 channel bit data and one channel bit control data.